



03-02-05

ZFW

Express Mail No. EV 346 812 692 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Hans Christian NYGAARD et al. Confirmation No. 5785

Application No.: 10/743,538 Group Art Unit: 3641

Filing Date: December 23, 2003 Examiner: T. Chambers

For: TRIGGER ASSEMBLY Atty. Docket No.: 81421-4036

**RESPONSE TO RESTRICTION OF SPECIES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313 - 1450

Sir:

In response to the Examiner's restriction of species, applicants elect, with traverse, Species B, means for pivoting comprising a pneumatic cylinder. The claims that read on the elected species include the following: generic claims 1-7 and 11-13 and claim 10 that is specifically directed to the elected embodiment.

Applicants submit that the present invention should not have been subject to an election of species requirement. The present invention relates to a trigger assembly for a gun such as, e.g., a pneumatic paint ball gun, which comprises a ram arranged for sliding to and fro in an associated guidance between a retracted position and an advanced position where the ram acted on by a compression spring is opening a gas valve, and a pivotable sear arranged for in a first position to hold the ram in retracted position by means of a first hook of the sear engaging a second hook of the ram and in another position to release this engagement. Thus, trigger actuation is effected using a smaller amount of applied force than previously known, which has the result of a lower reloading time than conventional devices, and which has a simple and inexpensive construction and an assembly which can continuously be used in sport events without the need for expensive and time-consuming maintenance.

As both embodiments utilize pivoting means, a search of the art would not be complete unless all pivoting mechanisms are reviewed. Thus, by necessity, both species would be reviewed in a complete search, so that there is no need to restrict the

invention to one particular pivoting means. Accordingly, applicants respectfully request reconsideration and withdrawal of the species election so that all claims can be examined together at this time.

In view of the art known to applicant, it is believed that the entire application is now in condition for allowance, early notice of which would be appreciated.

No fees are believed to be due for this submission. Should any fees be required, please charge them to Winston & Strawn LLP Deposit Account No. 50-1814.

Respectfully submitted,

Date: 2/28/05

  
\_\_\_\_\_  
Allan A. Fanucci (Reg. No. 30,256)

**WINSTON & STRAWN LLP  
CUSTOMER NO. 28765  
(212) 294-3311**